



IFW
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Frants et al.

Serial No.: 10/619,898

Filed: July 14, 2003

For: GENE RELATED TO MIGRAINE IN
MAN

Confirmation No.: 7453

Examiner: S. Chen

Group Art Unit: 1632

Attorney Docket No.: 2183-6260.1US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 13, 2007
Date


Signature

Betty Vowles
Name (Type/Print)

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On September 6, 2006, Applicants filed a response to Restriction Requirement of March 6, 2006, with the U.S. Patent Office. On September 8, 2006, Applicants filed a Power of Attorney and Correspondence Address Indication Form.

On October 16, 2006, the U.S. Patent Office mailed a Notice of Acceptance of Power of Attorney (copy attached). Applicants believed this case was on track and an Office Action on the merits would soon be mailed.

On July 17, 2007, a communication from the U.S. Patent Office was transmitted entitled "Informality Re Payment of Fee" (copy attached). The "Informality" document indicated that the amendment of 9-6-06 had a fee due. In the amendment of 9-6-06, Applicants canceled one

independent claim and added one new independent claim. No addition fees should have been necessary. In fact, Applicants contacted the U.S. Patent Office to determine why the Informality document was sent (see copy of Applicants database records attached). Applicants were informed that the Informality document "apparently was sent to confirm that they were mailing correspondence to the correct attorney -- we should receive another office action soon." Applicants docketed to follow up on this application.

Applicants have contacted the Examiner. The Examiner has indicated that Applicants must respond to the Informality document so that the status of the case can be revised in PAIR and flagged for examination.

Applicants believe that the fees have been recorded and paid appropriately. Should a fee be outstanding and correction of the fee problem would allow the case to proceed for examination, the U.S. Patent Office is authorized to charge that fee to TraskBritt Deposit Account No. 20-1469.

Should no outstanding fee be required, Applicants request that PAIR be updated so that another Office Action is prepared to allow this case to proceed to issuance.

Respectfully submitted,

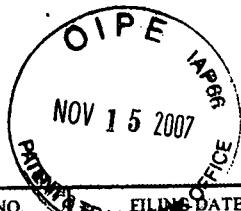


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2183-6260.1US

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/619,898	07/14/2003	Rune Robert, Isak, Erik Frants	2183-7940.TUS	7453

24247 7590 07/17/2007
TRASK BRITT
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SALT LAKE CITY, UT 84110

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JUL 23 2007

EXAMINER

CHEN, SHIN LIN

ART UNIT

PAPER NUMBER

1632

TRASKBRITT, P.C.

MAIL DATE

DELIVERY MODE

07/17/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**COPY****UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**Address : COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED:

INFORMALITY RE PAYMENT OF FEE

The informality regarding the payment of the fee in connection with the original filing fee the amendment filed 9-6-06 is indicated below.

A. FEE DUE

1. The amendment is considered incomplete in that the funds in Deposit Account No. 18-0020 are insufficient to cover the entire fee due. The balance is due within the period set below.
2. The amendment is considered an incomplete response, in that payment of \$ _____ is insufficient to cover the claims as shown in the attached Patent Application Fee Determination Record. Remittance is due within the period set below.
3. The amendment has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the period set below.
4. The filing fee of \$ 395.00 submitted in this application is insufficient.

A balance of \$ _____ is due for additional claims.

5.

APPLICANT IS GIVEN THE REMAINDER OF THE SET PERIOD FOR RESPONSE, OR ONE (1) MONTH FROM THE DATE OF THIS LETTER, WHICHEVER IS LONGER, WITHIN WHICH TO REMIT THE FEE OF \$ 1081.00.

B. EXCESS PAYMENT:

5. It is noted that payment of \$ _____ is in excess of the amount necessary to cover the claims now in the application. See the attached Patent Application Fee Determination Record.

This matter of refund or credit to your account is being referred to the Finance Officer, for his consideration.


CLERK OF GROUP